

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO**

In re:

ROMAN CATHOLIC CHURCH OF THE  
ARCHDIOCESE OF SANTA FE, a New  
Mexico corporation sole,

Debtor-in-Possession.

Chapter 11

Case No. 18-13027-t11

ROMAN CATHOLIC CHURCH OF THE  
ARCHDIOCESE OF SANTA FE,  
a New Mexico corporation sole,

Plaintiff,

v.

Adversary No. 20-01026-t

The U.S. Small Business Administration  
and Jovita Corranza, solely as the Administrator  
of the U.S. Small Business Administration,

Defendants.

**MOTION FOR EMERGENCY HEARING ON COMPLAINT FOR DECLARATORY  
JUDGMENT, WRIT OF MANDAMUS, AND INJUNCTIVE RELIEF**

The Roman Catholic Church of the Archdiocese of Santa Fe (the “Plaintiff”), pursuant to 5 U.S.C. § 706 and 28 U.S.C. §§ 2201 and 2202, moves the Court for an Emergency Hearing on the Debtor’s Complaint for Declaratory Judgment, Writ of Mandamus, and Injunctive Relief (the “Complaint”) (Doc. No. 1), and as grounds, STATES:

1. The Debtor filed the Complaint on April 22, 2020. See Doc. No. 1.
2. The Court issued summonses to the Defendants on April 23, 2020. *See* Doc. No. 2.
3. The Debtor filed Verification of Complaint for Declaratory Judgment, Writ of Mandamus, and Injunctive Relief executed by Tony Salgado on April 23, 2020. *See* Doc. No. 3.
4. On April 23, 2020, Plaintiff served the Defendants with the Complaint, summons, and Verification. *See* Certificate of Service filed April 24, 2020 as Doc. No. 4.

5. Under the Coronavirus Aid, Relief, and Economic Security Act, H.R. 748 (the “CARES Act”), Congress and the President temporarily added a new program entitled the “Paycheck Protection Program” to the SBA’s 7(a) Loan Program (hereinafter referred to as the “PPP”).

6. The Complaint requests, inter alia, that the Bankruptcy Court enter preliminary and permanent injunctive relief enjoining the Defendants from denying Plaintiff a loan under the PPP based on Plaintiff’s status as a chapter 11 debtor.

7. The funds originally authorized to be distributed under the PPP have been exhausted. The Debtor believes that additional funding will be made available by Congress, but anticipates that such funding will also be rapidly exhausted. Therefore, the Debtor requests that the Court schedule an emergency hearing on the Complaint, on the grounds that it is urgent that the Debtor be authorized to apply for and obtain lending under the PPP while the funds are still available.

WHEREFORE, Debtor hereby requests that the Court schedule an emergency hearing on the Complaint on short notice to the Plaintiff and the Defendants and grant the Debtor all other just and proper relief.

Respectfully submitted:

/s/ Thomas D. Walker  
Thomas D. Walker  
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Counsel for Plaintiff

In accordance with NM LBR 9036-1 and Fed. R. Civ. P. 5(b)(3), this certifies that service of the foregoing document was served this 24<sup>th</sup> day of April 2020, via the notice transmission facilities of the case management and electronic filing system of the Bankruptcy Court.

s/filed electronically 4/24/2020

Thomas D. Walker